

UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL ADJUSTMENT ADMINISTRATION

WASHINGTON, D.C.

(General Sugar Order No. 1)

ENTRY OF SUGAR INTO CONTINENTAL UNITED STATES
FOR RE-EXPORTORDER MADE BY THE SECRETARY OF AGRICULTURE UNDER THE
AGRICULTURAL ADJUSTMENT ACTUNITED STATES DEPARTMENT OF AGRICULTURE,
OFFICE OF THE SECRETARY.

By virtue of the authority vested in the Secretary of Agriculture by the Agricultural Adjustment Act approved May 12, 1933, as amended, I, R. G. TUGWELL, Acting Secretary of Agriculture, in order to effectuate the declared policy of said Act, do make, issue, publish, and give public notice of this order with the force and effect of law until amended or superseded by regulations or orders hereafter made by the Secretary of Agriculture.

I do hereby order that any imported sugar with respect to which drawback of duty is allowed under the provisions of section 313 of the Tariff Act of 1930 which shall be brought into continental United States for the purpose of being refined, manufactured, or otherwise prepared for exportation from continental United States and which shall be exported from continental United States, and which may not be charged against the quota established by the Secretary of Agriculture for the country from which such sugar was imported, under the provisions of the Agricultural Adjustment Act, as amended, and any sugar brought into continental United States from any sugar-producing area outside of continental United States for the purpose of being refined, manufactured, or otherwise prepared for shipment from and not to be used for domestic consumption in continental United States, and which shall be shipped from and not used for domestic consumption in continental United States or which shall be redelivered into United States Customs Bureau custody and control, and which may not be charged against the quota established by the Secretary of Agriculture for the area from which such sugar was brought, under the provisions of the Agricultural Adjustment Act, as amended, shall, nevertheless, not be allowed to enter continental United States unless and until the importer, consignee, or owner of, or other person interested in, such sugar, (such party or parties to be designated by the Secretary) shall furnish a bond at the time of entry with good and sufficient sureties, whereby the obligors thereon shall bind themselves to pay to the United States of America, as liquidated damages, three times the amount of the market value (as of the date of entry) of any part or all of such

sugar which shall go into domestic consumption in continental United States and/or shall not be exported therefrom within six months from the date of entry, or within any lawful extension of time, or which, in the case of sugar released from United States Customs Bureau custody and control for the sole purpose of being refined and returned thereto, shall not be returned to United States Customs Bureau custody and control within one month from the date of release therefrom, such bond to contain further provisions whereby the obligors shall further bind themselves to pay to the United States of America all United States Customs Bureau expenses of supervision and control during the time such sugar is within continental United States under the authority of this order or of rulings made pursuant thereto: *Provided, however,* That if such sugar, or its equivalent, shall be delivered to such person or persons as the Secretary may designate, for inspection and identification prior to exportation, and if all of the said sugar shall be actually exported or destroyed within six months from the date of delivery, or within any lawful extension of time, or, in the case of sugar released from the United States Customs Bureau custody and control for the sole purpose of being refined and returned thereto, shall be returned to the United States Customs Bureau custody and control within one month from the date of release therefrom, and if the said sugar so exported shall not be re-landed in the United States, and if proof thereof and all invoices, certificates, declarations, oaths, and other documents which may now or hereafter be required by law, regulations, and orders in connection with the entry thereof be furnished the said person or persons designated by the Secretary of Agriculture in the form and within the time prescribed, or any lawful extension thereof; or *Provided,* That should the Secretary at any time, by re-adjustment, re-allotment, or otherwise, as provided by law, add to the quota of the particular area, or the allotment of the processor, handler, or other person involved, or include in any subsequent quota or allotment the sugar imported under the conditions of such bond, then the said obligation shall be void, but otherwise shall remain in full force and effect.

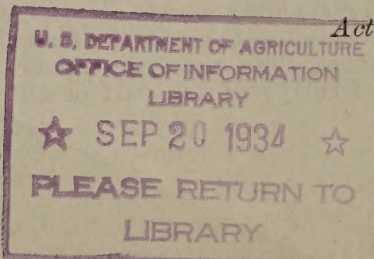
The United States Customs Bureau is authorized to require from any refiner, manufacturer, processor, handler, importer, consignee, owner, or other person interested in such sugar or in the importation, processing, or exportation thereof, such declarations, certificates, invoices, oaths, and other documents which may be necessary to carry out the provisions of this order or of rulings made pursuant thereto.

In testimony whereof, I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed in the city of Washington, this 21st day of August 1934.



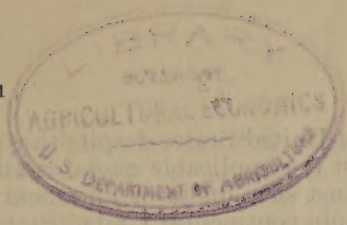
R. G. Tugwell

Acting Secretary of Agriculture.



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UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL ADJUSTMENT ADMINISTRATION
WASHINGTON, D. C.

(General Sugar Order No. 1 Revision 1)

**ENTRY OF SUGAR INTO CONTINENTAL UNITED STATES
FOR RE-EXPORT**

(Supersedes General Sugar Order No. 1, issued August 21, 1934, as of
March 16, 1935)

**ORDER MADE BY THE SECRETARY OF AGRICULTURE UNDER THE
AGRICULTURAL ADJUSTMENT ACT**

UNITED STATES DEPARTMENT OF AGRICULTURE,
OFFICE OF THE SECRETARY.

By virtue of the authority vested in the Secretary of Agriculture by the Agricultural Adjustment Act, approved May 12, 1933, as amended, I, R. G. Tugwell, Acting Secretary of Agriculture, do make, prescribe, publish and give public notice of the following order with the force and effect of law, to be in force and effect until amended or superseded by regulations or orders hereafter made by the Secretary of Agriculture.

ARTICLE I—DEFINITIONS

SECTION 100. As used in this Order:

- (a) The term "Act" means the Agricultural Adjustment Act, approved May 12, 1933, as amended.
- (b) The term "person" means an individual, corporation, partnership, association, or any other business unit.
- (c) The term "Secretary" means the Secretary of Agriculture of the United States.
- (d) The term "quota" means any quota fixed by the Secretary of Agriculture pursuant to section 8a of the Act.
- (e) The term "allotment" means any allotment of any quota, or any readjustment thereof among processors, handlers of sugar, or others, made by the Secretary pursuant to section 8a of the Act.

ARTICLE II—IMPORTING SUGARS EX-QUOTA BY FURNISHING BOND

SECTION 200. Upon the furnishing of a bond as provided in section 201, the following sugars from any foreign country or from any sugar-producing area outside of continental United States may be transported to and imported and received and/or marketed and/or

processed in continental United States despite the quantities of sugar already charged against the applicable quota or allotment and without being charged against such quota or allotment;

(a) Sugar brought into continental United States for the purpose of being processed and exported or shipped as sugar, and not to be used for domestic consumption in continental United States;

(b) Sugar released from United States Customs custody and control for the sole purpose of being processed and returned thereto; and

(c) Sugar imported into continental United States to be manufactured into articles to be exported or shipped from continental United States with benefit of drawback, or to be designated as the basis of a claim for drawback.

SEC. 201. Before any of the sugars described in section 200 shall be released from United States custody and control in excess of, or without being charged against, the applicable quota or allotment, the importer, consignee, owner of, or other person interested in, such sugar shall furnish a bond with a surety or sureties satisfactory to the Secretary in such amount as the Secretary or his agent shall determine, or shall provide such other security as the Secretary or his agent shall determine, conditioned as follows:

(a) With respect to sugar imported for the purpose of being processed by a processor and exported as sugar from, and not to be used for domestic consumption in, continental United States, the condition shall be that the sugars imported in the original or processed form, or an equivalent amount of sugar processed by such processor, shall be delivered to such person or persons as the Secretary or his agent may designate for identification and inspection prior to exportation or shipment, and shall be actually exported or shipped from continental United States or destroyed within such time or extension of such time as the Secretary or his agent shall specify. In the event that the sugars are exported with benefit of drawback, inspection and identification by the Collector of Customs for purposes of drawback regulations is made, no further identification and inspection is required.

(b) With respect to sugar released from United States Customs Bureau's custody and control for the sole purpose of being processed by a processor and returned thereto, the condition shall be that such sugar or an equivalent amount of sugar processed by such processor shall be returned to the United States Customs Bureau's custody and control or destroyed within one month or such lawful extension of such time as the Secretary or his agent shall specify.

(c) With respect to sugar imported to be used in the manufacture or production of articles to be exported or shipped with benefit of drawback, or which is to be designated as the basis for the allowance of drawback, the condition shall be that a claim or claims for drawback based on a designation of such sugar has or have been allowed or such sugar or an equivalent amount available for the allowance of drawback claim has been destroyed within such time as the Secretary or his agent may designate; except that the Secretary or his agent may, under appropriate terms, permit release of any such bond or other security upon allowance of drawback based on a designation of other sugar.

SEC. 202. Any bond or other security given under this article shall be further conditioned upon payment to the United States of America of all United States Customs Bureau expenses of supervision and control, if any, during the time such sugar is within continental United States under the authority of this Order or of rulings made pursuant thereto.

SEC. 203. The Secretary or his agent may cancel or release any bond or other security, given under this article if upon the sale or transfer of such sugar or the sugar designated for drawback claim, or any part thereof, the purchaser or other person having an interest therein shall furnish in substitution a bond with good and sufficient sureties or other acceptable security covering such sugar or such part thereof as may be sold or transferred.

SEC. 204. The Secretary or his agent may cancel or release any bond given under General Sugar Order No. 1 as issued August 21, 1934, upon the furnishing in substitution therefor of a bond or other security in accordance with this Order containing such terms as may be appropriate at the time of such substitution.

ARTICLE III—CHARGING OF QUOTA UPON FORFEITURE OF BOND

SECTION 300. Upon the forfeiture of any bond or security given pursuant to article II, the quota for the country or area from which such sugar originated and the allotment to which it would be chargeable if imported at the time of the forfeiture, shall be charged as of the time of forfeiture with the amount of such sugar and to the extent that such sugar exceeds the quota of such country or area or the chargeable allotment, the forfeiture of the bond shall constitute a violation of the quota and/or allotment regulations issued under the Agricultural Adjustment Act, as amended, and the person who has furnished such bond shall be subject to the penalties prescribed by sections 8a (4) and (5) of the Agricultural Adjustment Act, as amended, insofar as said penalties may exceed the sum so forfeited under any such bond.

ARTICLE IV—CREDITS UPON EXPORTATION OF SUGAR

SECTION 400. If any sugar imported or received into continental United States from any country or area is charged at the time of importation against any quota or allotment and during the same calendar year, such sugar in original or processed form is exported or shipped from continental United States and not used for consumption therein, or such sugar is exported with benefit of drawback or a claim or claims for drawback is or are allowed upon the basis of a designation of the imported sugar, the amount of sugar or the manufactured articles so exported shall, as of the date of exportation, be credited to such quota or allotment unless such exportation is in compliance with a condition of a bond pursuant to section 201: *Provided, however,* That before any such credit shall be given, there shall be filed with the Secretary a written claim for such credit, in such form and substantiated in such manner as the Secretary or his agent shall require.

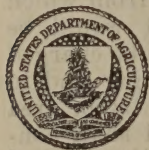
ARTICLE V—REPORTS

SECTION 500. The United States Customs Bureau is authorized to require from any refiner, manufacturer, processor, handler, importer, consignee, owner, or other person interested in such sugar or in the importation, processing, or exportation thereof, such declarations, certificates, invoices, oaths, and other documents which may be necessary to carry out the provisions of this Order or of rulings made pursuant thereto.

ARTICLE VI—DESIGNATION OF CHIEF OF SUGAR SECTION AS AGENT

SECTION 600. The Chief or Acting Chief of the Sugar Section, Agricultural Adjustment Administration, is hereby designated as the agent of the Secretary to administer this Order but notwithstanding this designation the Secretary may appoint other agents to administer this Order. Any agent appointed under this section or the collector of customs responsible for the release from customs custody of any sugar bonded under this Order shall be a proper person to approve any bond given under this Order.

In testimony whereof, I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed in the City of Washington, this 16th day of March, 1935.



R. G. Tugwell

Acting Secretary of Agriculture.